**GOVERNMENT OF ANDHRA PRADESH**
**ABSTRACT**

TWD – LTR – West Godavari District - Revision Petition filed by Sri Magaparthi Chiranjeeva Rao (LR) S/o Rattayya R/o Kovvada, Buttaigudem (M), West Godavari District against the orders of the Agent to the Government, Eluru Dt. 30.06.2001 in SRA No. 24 of 1992 which conferred by the orders passed by the Special Deputy Collector, Kotaramachandrapuram, West Godavari District in SR No. 728, 731 and 732 of 1990 adm. Acs. 11.39 cts in R.S.No. 7, 12, 13 & 18 situated at Muddappagudem (V), Buttaigudem (M), West Godavari District – allowed – Orders – Issued.

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**SOCIAL WELFARE (TW.LTR-1) DEPARTMENT**

**G.O.Ms.No. 149** **Dated:30.08.2018**

**Read the following:-**

1. Revision Petition filed by Sri Magaparthi Chiranjeeva Rao (LR) S/o Rattayya R/o Kovvada, Buttaigudem (M), West Godavari District dt.01.08.2001.
2. Govt.Memo No.12329/TW.LTR-1/2001-1, dt.13.09.2001.
3. From the District Collector, West Godavari District, Eluru Lr.Roc.No.F4/7400/2001, dt.01.04.205.
4. Govt.Lr.No.15024/5/TW.LTR-1/2018, dt.05.07.2018.

**ORDER:**

1. In the reference Ist read above, Sri Magaparthi Chiranjeeva Rao (LR) S/o Rattayya R/o Kovvada, Buttaigudem (M), West Godavari District has filed a Revision Petition before the Government against the orders of the Agent to the Government, Eluru Dt. 30.06.2001 in SRA No. 24 of 1992 which conferred by the orders passed by the SDC, K.R.Puram, West Godavari District in SR No. 728, 731 and 732 of 1990 adm. Acs. 3.83 cts in R.S. No.7, Ac. 3.02 cts in R.S. No. 12, Ac. 2.54 cts in R.S. No. 13 & Ac. 2.00 cts in R.S.No. 18 (total Ac. 11.39 cts) situated in Muddappagudem (V), Buttaigudem (M), West Godavari District.

2. In the reference 2nd read above, the District Collector, West Godavari District, Eluru was requested to send parawise remarks and connected case records to Government urgently for hearing the Revision Petition filed by Sri Magaparthi Chiranjeeva Rao (LR) S/o.Rattaiah R/o. Kovvada, Buttaigudem (M) West Godavari District against the order dt.30.06.2001 in SRA No.24/1992 of the Agent to Government, West Godavari District immediately.

3. The District Collector, West Godavari District, Eluru has furnished parawise remarks and connected records vide reference 3rd read above.

4. In the reference 4th read above, the petitioner was called for the hearing along with the written arguments and record. The case has been heard on 21.07.2018. During the course of hearing of the case that the revision petitioners submitted his arguments as per his grounds in Revision Petition and stated that there is no violation of regulations and their possession is lawful and transactions prior to commencement of regulations.

(P.T.O)

5. On verification of documents and the grounds of Revision and Para wise remarks as well as the other documents and material available on the record it is noticed that originally one kolluru Venkata Ratnam sold the land to two different parties and said transactions took place prior to regulation 1/70. In one case it concluded by Special Deputy Collector that there is no violation in the possession of the land and disallowed the case in S.R.No. 729 of 90 dated: 01.12.1992 and there is no appeal against it which become final. In the present case the ejectment order passed which is the remaining land. As seen from the record that both the parties are in similar footing and on that it can be concluded that the present case shall also be disallowed by the Special Deputy Collector taking in to consideration of the rightful possession prior to commencement of regulation.

6. That considering the above material that in the considered opinion, the orders of the lower authorities cannot be sustained and the matter shall be decided in favour of the petitioner.

7. In the result the Revision Petition is allowed by setting aside the orders of the primary authority and appellant authority and the matter is decided in favor of Petitioner.

8. The Collector & District Magistrate, West Godavari District, Eluru is requested to take necessary action in the matter accordingly and acknowledge the receipt of the case records, which are returned herewith.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

**S.S.RAWAT**
**PRINCIPAL SECRETARY TO GOVERNMENT (TW)**

To
The Collector & District Magistrate, West Godavari District, Eluru (w.e)
The Special Deputy Collector, Tribal Welfare, Polavaram, West Godavari District.
Sri P.R.K. Amarendra Kumar, Advocate, Flat No. 406, Sterling Majestic Apartments, Padmarao Nagar, Secunderabad.
Sri Magaparthi Chiranjeeva Rao, S/o Rattayya, R/o. Kovvada (via) Kannapuram (V), Buttaigudem Mandal, West Godavari District.
Copy to:
The P.S. to Hon'ble Minister (SWE & TWE)
The P.S. to Principal Secretary (TW)
Sf/Sc.

**//FORWARDED:: BY ORDER //**

**SECTION OFFICER**